

ORIGINAL



0000085670

BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED RECEIVED

JUN 13 2008

2008 JUN 13 A 10:21

MIKE GLEASON, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

DOCKETED BY

*[Signature]*

AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF  
TUCSON ELECTRIC POWER COMPANY FOR  
THE ESTABLISHMENT OF JUST AND  
REASONABLE RATES AND CHARGES  
DESIGNED TO REALIZE A REASONABLE  
RATE OF RETURN ON THE FAIR VALUE OF  
ITS OPERATIONS THROUGHOUT THE STATE  
OF ARIZONA.

DOCKET NO. E-01933A-07-0402

IN THE MATTER OF THE FILING BY TUCSON  
ELECTRIC POWER COMPANY TO AMEND  
DECISION NO. 62103.

DOCKET NO. E-01933A-05-0650

**PROCEDURAL ORDER**  
**GRANTING ADMISSION**  
**PRO HAC VICE**

**BY THE COMMISSION:**

On June 9, 2008, pursuant to Arizona Supreme Court Rule 38(a), William P. Sullivan filed with the Arizona Corporation Commission ("Commission") a Motion and Consent of Local Counsel for Pro Hac Vice Admission of Kurt J. Boehm in the above captioned matter. The Motion listed William P. Sullivan as the designated member of the Arizona State Bar with whom communication can be made and upon whom papers shall be served. Mr. Sullivan agreed to serve as designated local counsel in the above-captioned matter. The Motion included a copy of Mr. Boehm's verified application for *pro hac vice* filed with the State Bar of Arizona; a copy of Mr. Boehm's certificates of good standing from the states in which the attorney has been admitted to practice law; and a copy of the Notice of Receipt of Complete Application from the State Bar of Arizona.

There have been no objections to the *pro hac vice* admission of Kurt J. Boehm in this matter.

IT IS THEREFORE ORDERED that Kurt J. Boehm is admitted *pro hac vice* in the above captioned matter.

1 IT IS FURTHER ORDERED that Kurt J. Boehm's address for service of papers and other  
2 communications shall be:

3 Kurt J. Boehm  
4 Boehm, Kurtz & Lowry  
5 36 E. Seventh St. Suite 1510  
6 Cincinnati, Ohio 45202

7 IT IS FURTHER ORDERED that the address for service of papers and other communications  
8 for the Arizona-licensed attorney designated as William P. Sullivan shall be:

9 Curtis, Goodwin, Sullivan, Udall & Schwab, PLC  
10 501 East Thomas Road  
11 Phoenix, Arizona 85012-3205

12 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
13 with A.A. C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
14 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation  
15 to appear at all hearings and procedural conferences, as well as all Open Meetings for which the  
16 matter is scheduled for discussion, unless counsel has previously been granted permission to  
17 withdraw by the Administrative Law Judge.

18 DATED this 12th day of June, 2008.

  
JANE L. RODDA  
ADMINISTRATIVE LAW JUDGE

19 Copies of the foregoing mailed  
20 this 12th day of June, 2008 to:

21 Michael W. Patten  
22 ROSKA DEWULF & PATTEN  
23 400 East Van Buren Street, Suite 800  
24 Phoenix, Arizona 85004

25 Raymond S. Heyman  
26 UNISOURCE ENERGY CORPORATION  
27 One South Church Avenue, Suite 1820  
28 Tucson, Arizona 85701

Michelle Livengood  
TUCSON ELECTRIC POWER COMPANY  
One South Church Avenue, Suite 200  
Tucson, Arizona 85701

Daniel Pozefsky  
RUCO  
1110 West Washington, Suite 220  
Phoenix, Arizona 85007

Michael Grant  
Gallagher & Kennedy, PA  
2575 East Camelback Road  
Phoenix, AZ 85016-9225  
Attorneys for AUJA

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Gary Yaquinto  
AUIA  
2100 N. Central Avenue, Suite 210  
Phoenix, Arizona 85004

Peter Q. Nyce, Jr.  
General Attorney, Regulatory Law Office  
Office of the Judge Advocate General  
DEPARTMENT OF THE ARMY  
901 North Stuart Street, Room 713  
Arlington, VA 22203-1644

Dan Neidlinger  
NEIDLINGER & ASSOC.  
3020 N. 17<sup>th</sup> Drive  
Phoenix, Arizona 85015

Daniel D. Haws  
OSJA, ATTN: ATZS-JAD  
USA Intelligence Center and  
Ft. Huachuca  
Ft. Huachuca, AZ 85613-6000

C. Webb Crockett  
FENNEMORE CRAIG, PC  
3003 North Central Avenue  
Suite 2600  
Phoenix, Arizona 85012-2913  
Attorneys for AECC and Phelps Dodge

Nicholas J. Enoch  
LUBIN & ENOCH, PC  
349 North Fourth Avenue  
Phoenix, Arizona 85003  
Attorneys for IBEW Local 1116

Timothy M. Hogan  
ARIZONA CENTER FOR LAW IN THE  
PUBLIC INTEREST  
202 E. McDowell Road, Suite 153  
Phoenix, AZ 85004  
Attorneys for SWEEP and WRA

David Berry  
WESTERN RESOURCE ADVOCATES  
P.O. Box 1064  
Scottsdale, AZ 85252-1064

Eric Guidry  
Energy Program Staff Attorney  
WESTERN RESOURCE ADVOCATES  
2260 Baseline Road, Suite 200  
Boulder, Colorado 80302

Jeff Schlegel  
SWEEP  
1167 W. Samalayuca Dr.  
Tucson, AZ 85704-3224

Thomas L. Mumaw  
APS  
PO Box 53999  
Mail Station: 8695  
Phoenix, Arizona 85072-3999

Barbara A. Klemstine  
Brian Brumfield  
Arizona Public Service  
PO Box 53999  
Mail Station 9708  
Phoenix, Arizona 85072-3999

Michael L. Kurtz  
Kurt J. Boehm  
Boehm, Kurtz & Lowry  
36 East Seventh Street, Suite 1510  
Cincinnati, Ohio 45202  
Attorneys for The Kroger Co.

William P. Sullivan  
Curtis, Goodwin, Sullivan,  
Udall & Schwab, PLC  
501 East Thomas Road  
Phoenix, Arizona 85012  
Local Counsel for the Kroger Co.

Deborah R. Scott  
Robert J. Metli  
SNELL & WILMER LLP  
One Arizona Center  
400 East Van Buren  
Phoenix, Arizona 85004-2202  
Attorneys for APS

Lawrence Robertson  
P.O. Box 1448  
Tubac, Arizona 85646  
Attorney for Mesquite Power LLC, Bowie  
Power Station, LLC, Sempra Energy  
Solutions and ASARCO

Greg Patterson  
916 West Adams, Suite 3  
Phoenix, Arizona 85007

1 S. David Childers  
2 LOW&CHILDERS, PC  
3 2999 North 44<sup>th</sup> Street, Suite 250  
4 Phoenix, Arizona 85018  
5 Attorneys for the Alliance

6 Law Offices of Christopher Hitchcock  
7 P.O. Box AT  
8 Bisbee, AZ 85603-0115  
9 Attorney for SVEC

10 Billy L. Burnett  
11 3351 N. Riverbend Circle East  
12 Tucson, Arizona 85750-2509

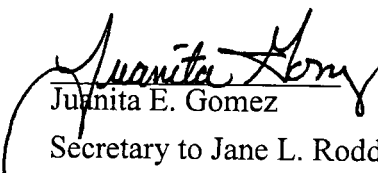
13 John E. O'Hare  
14 3865 North Tucson Blvd  
15 Tucson, Arizona 95716

Cynthia Zwick  
1940 E. Luke Avenue  
Phoenix, Arizona 85016

Janice Alward, Chief Counsel  
Legal Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

Ernest Johnson, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

16 By:

  
Juanita E. Gomez

Secretary to Jane L. Rodda